

REMARKS

On behalf of Applicant, the undersigned wishes to thank the Examiner for the telephone interview granted on July 5, 2005. During the interview, the Examiner was told that an RCE would be filed and to consider delaying acting on the enclosed amendment until the later part of July or early August 2005 in order to consider further information provided by the Applicant.

Claims 1, 2 and 4-6 are in the application.

Claims 5 and 6 stand objected to as being dependent upon a rejected base claim. Claim 5, as amended in this response, is now in independent form.

Claims 1, 2 and 4 stand rejected under 35 USC 103(a) as being unpatentable.

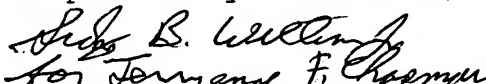
OBJECTION TO CLAIMS 5 AND 6

Claim 5 has been rewritten in independent form. Hence, this objection is no longer applicable.

REJECTION UNDER 35 USC 103(a)

OVER GRELLA ET AL, J. MED. CHEM., PP 4726-4737, IN VIEW OF METZGER US 3 972 910. As indicated during the telephonic interview, delaying consideration of this response until the end of July or early August would be appreciated.

Respectfully submitted,

  
Terryence F. Chapman

TFC/smd

FLYNN, THIEL, BOUTELL  
& TANIS, P.C.  
2026 Rambling Road  
Kalamazoo, MI 49008-1631  
Phone: (269) 381-1156  
Fax: (269) 381-5465

Dale H. Thiel  
David G. Boutell  
Ronald J. Tanis  
Terryence F. Chapman  
Mark L. Maki  
Liane L. Churney  
Brian R. Tumm  
Steven R. Thiel  
Donald J. Wallace  
Kevin L. Pontius  
Sidney B. Williams, Jr.

Reg. No. 24 323  
Reg. No. 25 072  
Reg. No. 22 724  
Reg. No. 32 549  
Reg. No. 36 589  
Reg. No. 40 694  
Reg. No. 36 328  
Reg. No. 53 685  
Reg. No. 43 977  
Reg. No. 37 512  
Reg. No. 24 949

Encl: None

136.05/04